(S)

SINGLE BENCH

(3)

**IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR**

**WRIT PETITION [S] NO. 6898 /2006**

**PETITIONER** :- Ravindra Singh, aged 47 years, Son of Ravi Rajan Singh, Assistant Grade-I, Secretariat, Chhattisgarh Vidhan Sabha, R/o F-6, P.W.D. Colony, Katora Talab, Raipur, District Raipur [Chhattisgarh]

**VERSUS**

**RESPONDENTS** :-

1. Secretariat Chhattisgarh, Vidhan Sabha, Through- the Secretary, Chhattisgarh Vidhan Sabha, Raipur, District Raipur [Chhattisgarh].
2. Surendra Kumar Bhatham, Section Officer, Secretariat, Chhattisgarh Vidhan Sabha, Raipur [Chhattisgarh]
3. Keshar Singh Kanwar, Section Officer, Secretariat, Chhattisgarh Vidhan Sabha, Raipur [Chhattisgarh]
4. Rampal Kanwar, Section Officer, Secretariat, Chhattisgarh Vidhan Sabha, Raipur [Chhattisgarh]

P.R. No. 7033/06 Sch.
Presented on 4-12-06
dated

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**WRIT PETITION UNDER ARTICLES 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN THE NATURE OF MANDAMUS, CERTIORARI AND /OR ANYOTHER SUITABLE WRIT OF LIKE NATURE.**

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (S) No. 6898 of 2006

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| Petitioner | | Ravindra Singh |
| | Versus | |
| Respondents | | Secretariat Chhattisgarh, Vidhan Sabha & others |

**Single Bench** : Hon'ble Mr. Justice **Satish K. Agnihotri.**

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Shri Sanjay K. Agarwal, Advocatc for thc pctitioncr.

None for the respondents.

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ORDER

(Passed on this 23rd day of January, 2007)

1. The petitioner had filed a writ petition, earlier, being W. P. No. 2343 of 2005, challenging the promotion of the respondents No. 2 to 4 herein, on the post of Assistant Grade-I by order dated 30.1.2001. This Court after having noted the contention of the petitioner, accepted the prayer of the petitioner to the effect that a direction to the competent authority be issued to decide the representation of the petitioner within stipulated period. This Court vide order dated 15.6.2005 (Annexure P/12) directed the respondent No.1 herein to decide the representation within a period of two months from the date of filing of certified copy of the order along with a copy of the petition.

2. According to learned counsel for the petitioner, the respondent No.1 has not passed any order on the said representation made by the petitioner till date, that amounts to wilful defiance of this Court's order.

3. It is further submitted by learned counsel appearing for the petitioner that the respondent No.1 has made further promotions of the respondents No. 2 to 4 vide order dated 19.10.2006. The petitioner has filed this petition impugning the order dated 30.1.2007 (Annexure P/7) and subsequent order dated 19.10.2006 (Annexure P/14). At this stage

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learned counsel appearing for the petitioner confines his submission to issue a direction to the respondent No.1, again to consider the representation of the petitioner with regard to his promotion w.e.f. 30.1.2001 and subsequently w.e.f. 19.10.2006.

4. It appears that the respondent No.1 has willfully and intentionally not complied with the earlier order dated 15.6.2005 passed by this Court in W. P. No. 2343/2005, which was duly conveyed by the petitioner on 30.6.2005 (Annexure P/13).

5. In the facts and circumstances of the case, the petitioner is permitted to make a detailed representation to the respondent No.1 for redressal of his grievance. The respondent No.1 is accordingly directed to consider and decide the representation of the petitioner in accordance with law, on its own merit, by passing a reasoned order within a period of 10 weeks from the date of receipt of the representation, along with a copy of this order. Non-compliance of this Court's order may be viewed seriously. The petitioner is at liberty to file a petition, if grievance, as stated in the petition still survives.

6. With the above direction, this petition stands disposed of finally. No order as to costs.

Certified copy, as per Rules.

Sd/-
Satish K.Agnihotri
Judge

Thakur